REMARKS

Claims 1-10 and 62-71 are now pending. Applicant filed a preliminary amendment on October 14, 2005, in response to the oral restriction requirement. Apparently, the preliminary amendment did not get placed in the file. Applicant is attaching a copy of the preliminary amendment. Even though the written restriction requirement is slightly different from what applicant believed was in the oral restriction requirement, the preliminary amendment is fully responsive to the written restriction requirement.

Based upon these remarks, applicant respectfully requests reconsideration of this application and its early allowance. If the Examiner has any questions or believes a telephone conference would expedite prosecution of this application, the Examiner is encouraged to call the undersigned at (206) 359-8548.

Dated: 11 29 05

Respectfully submitted,

By Maurice J Pirio

Maurice J. Pirio
Registration No.: 33,273
PERKINS COIE LLP
P.O. Box 1247
Seattle, Washington 98111-1247
(206) 359-8548
(206) 359-9548 (fax)
Attorney for Applicant

Correspondence Address:
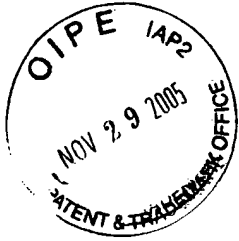Customer No. 45979
Perkins Coie LLP
P.O. Box 1247
Seattle, Washington 98111-1247
(206) 359-8000

Docket No. 249768011US1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: GUS LOPEZ ET AL.

FILED: SEPTEMBER 17, 2003

APPLICATION NO.: 10/664,820

FOR: **METHOD AND SYSTEM FOR PRICE SUGGESTING USING ITEM SPECIFIC ATTRIBUTES**

EXAMINER: MILA AIRAPETIAN

ART UNIT: 3625

CONF. NO: 3436

PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Madam:

Please amend the application as follows:

Amendments to the Claims begin on page 2.

Remarks to begin on page 6.

AMENDMENTS TO THE CLAIMS

1. (Currently Amended) A method in a computer system for generating transaction price data for an item, the method comprising:

providing an item classification/attribute mapping data structure that maps item classifications to attributes, each item classification mapping to a set of attributes specific to that item classification;

receiving a selection of an item classification;

identifying the set of attributes ~~associated with~~ specific to the selected item classification by retrieving the set of attributes from the item classification/attribute mapping data structure;

providing a display of an indication of the identified attributes;

receiving an input value for at least one ~~or more the identified~~ attributes within the set of identified attributes;

retrieving records of transactions for items that are classified within the selected item classification and that match the received input value of the one or more identified attributes; and

analyzing the retrieved records to generate transaction price data for the item.

2. (Original) The method of claim 1 wherein the transaction price data includes a suggested bid price in an auction for an item.

3. (Original) The method of claim 1 wherein the records of transactions include records for both fixed-price sale and auction transactions.

4. (Currently Amended) The method of claim 1 wherein one of the attributes within the set of attributes relates to duration of a transaction.

5. (Original) The method of claim 1 including receiving a specification of attributes to serve as x and y coordinates for a graph of the transaction price data.

6.   (Original)   The method of claim 1 wherein the receiving of the selection of an item classification includes browsing through a browse category organization.

7.   (Currently Amended)   The method of claim 1 wherein the receiving of the selection of an item classification includes receiving a specification of keywords and identifying an item classification that matches the specified keywords.

8.   (Original)   The method of claim 1 wherein the receiving of the selection of an item classification includes browsing through an item classification organization.

9.   (Original)   The method of claim 1 wherein the selected item classification is not a leaf classification of an item classification hierarchy.

10.   (Currently Amended)   The method of claim 1 wherein the selected item classifications are not is within a non--hierarchical item classification organization.

11-61. (Cancelled)

62.   (New) A method in a computer system for generating transaction price data for an item, the method comprising:

    providing an item classification/attribute mapping data structure that maps item classifications to attributes, each item classification mapping to a set of attributes specific to that item classification;

    receiving from a user a selection of an item classification;

    based on a mapping of the selected item classification to a condition attribute associated with the selected item classification, providing to the user an indication of the condition attribute;

    receiving from the user a specification of a condition value associated with the item;

    retrieving records of transactions for items that are classified within the selected item classification and that match the received condition value; and

    analyzing the retrieved records to generate transaction price data for the item.

63.   (New) The method of claim 62 wherein the item is offered for sale in an auction.

64.   (New) The method of claim 62 wherein the item is offered for sale in a fixed price transaction.

65.   (New) The method of claim 62 wherein the item is not new.

66.   (New) The method of claim 62 wherein the item is used.

67.   (New) The method of claim 62 including suggesting to the user a price based on the generated transaction price data.

68.   (New) A method in a computer system for generating transaction price data for an item, the method comprising:

   providing an item classification/attribute mapping data structure that maps item classifications to attributes, each item classification mapping to a set of attributes specific to that item classification;

   receiving from a seller a selection of an item classification for an item offered for sale and a specification of a condition value for the item, wherein condition is an attribute that maps to the selected item classification;

   retrieving records of transactions for items that are classified within the selected item classification and that have condition values that match the specified condition value; and

   analyzing the retrieved records to generate transaction price data for the item.

69.   (New) The method of claim 68 wherein the specified condition value is excellent.

70.   (New) The method of claim 68 wherein the specified condition value is fair.

71.   (New) The method of claim 68 wherein the specified condition value is good.

REMARKS

Claims 1-10 and 62-71 are now pending. Applicant has cancelled claims 11-61, added claims 62-71, and amended claims 1, 4, 7, and 10. The Examiner has orally issued a restriction requirement as follows:

Group	Claims
I	1-10
II	11-14
III	15-19
IV	20-37
V	38-43
VI	44-61

Applicant hereby elects Group I, claims 1-10, without traverse.

Applicant respectfully requests consideration of this application in view of this preliminary amendment. If the Examiner has any questions or matters that can be expediently handled by telephone, he or she is encouraged to contact the undersigned at (206) 359-8548.

Dated: 10/14/05

Respectfully submitted,

By

Maurice J. Pirio
Registration No.: 33,273
PERKINS COIE LLP
P.O. Box 1247
Seattle, Washington 98111-1247
(206) 359-8548
(206) 359-9548 (fax)
Attorney for Applicant

Correspondence Address:
Customer No. 45979
Perkins Coie LLP
P.O. Box 1247
Seattle, Washington 98111-1247
(206) 359-8000